



DTW

85384PAL  
Customer No. 01333

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Joseph F. Bringley, et al

INK JET RECORDING ELEMENT  
WITH CORE SHELL PARTICLES

Serial No. 10/622,352

Filed 18 July 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Sir:

Group Art Unit: 1774

Examiner: Pamela R. Schwartz

I hereby certify that this correspondence is being  
deposited today with the United States Postal  
Service as first class mail in an envelope addressed  
to Commissioner For Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450.

*Robin G. DePoint*

Robin G. DePoint

*September 12, 2005*  
Date

**Response**

The Examiner has required restriction in this application. The  
restriction is set forth as:

This application contains claims directed to the following  
patentably distinct species of the claimed invention: 1a) image  
recording media have core/shell particles in the image receiving  
layer or b) image recording media have core/shell particles in an  
overcoat layer and independently of election 1, 2) image recording  
media containing core/shell particles wherein the shell consists of  
distinct oligomeric or polymeric aluminosilicate complexes or  
aluminosilica particulates.

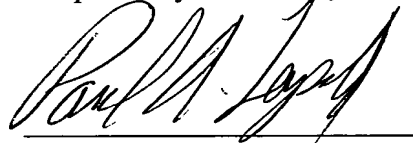
Applicant is required under 35 U.S.C. 121 to elect a single  
disclosed species for prosecution on the merits to which the claims  
shall be restricted if no generic claim is finally held to be  
allowable. Currently, 1 is generic. Applicants are required to elect  
a single species from 1 and a single disclosed species of oligomeric  
or polymeric aluminosilicate complexes or aluminosilica  
particulates for examination as well as identifying claims readable  
thereon.

It is respectfully urged that this restriction is in error as a search of any of the several species set forth by the Examiner would be substantially coextensive with the search for the others. Therefore, compact prosecution would lead to the decision to examine all claims in one application.

In order that this response be complete, the applicant hereby elects species 1(a) image receiving media having core shell particles in the image receiving layer. With respect to species election 2) the image recording media core shell particles consisting of polymeric aluminosilicate complexes are elected. Claims 1, 2, 5, and 7-16 read on the elected species.

Therefore, it is respectfully requested that the species election requirement be reconsidered and withdrawn and that an early action on the merits of all claims be issued.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul A. Leipold", written over a horizontal line.

Attorney for Applicant(s)  
Registration No. 26,664

Paul A. Leipold/rgd  
Rochester, NY 14650  
Telephone: 585-722-5023  
Facsimile: 585-477-1148

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.